

Rules of Evidence; requiring the Department of Health and Mental Hygiene to develop guidelines for nursing homes that elect to use electronic monitoring with certain consent; requiring the Department to report on the guidelines to certain committees of the General Assembly on or before a certain date; and generally relating to guidelines for electronic monitoring in related institutions nursing facilities.

BY adding to

~~Article—Courts and Judicial Proceedings~~

~~Section 10-402(e)(10)~~

~~Annotated Code of Maryland~~

~~(2002 Replacement Volume)~~

BY adding to

~~Article—Health—General~~

~~Section 19-343.1~~

~~Annotated Code of Maryland~~

~~(2000 Replacement Volume and 2002 Supplement)~~

~~SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:~~

~~**Article—Courts and Judicial Proceedings**~~

~~10-402.~~

~~(C) (10) (I) IN THIS PARAGRAPH, "RELATED INSTITUTION" HAS THE MEANING STATED IN § 19-343.1 OF THE HEALTH—GENERAL ARTICLE.~~

~~(H) IT IS LAWFUL UNDER THIS SUBTITLE FOR A PERSON TO INTERCEPT A WIRE, ORAL, OR ELECTRONIC COMMUNICATION IN A RELATED INSTITUTION IF THE PERSON:~~

~~1. IS A RESIDENT OF THE RELATED INSTITUTION OR THE LEGAL REPRESENTATIVE OF A RESIDENT;~~

~~2. CONDUCTS THE ELECTRONIC MONITORING IN THE RESIDENT'S ROOM IN THE RELATED INSTITUTION; AND~~

~~3. POSTS A NOTICE ON THE DOOR OF THE RESIDENT'S ROOM STATING THAT THE ROOM IS BEING MONITORED BY AN ELECTRONIC MONITORING DEVICE.~~

~~**Article—Health—General**~~

~~19-343.1.~~

~~(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED:~~